

Attorney Docket No. 033792 R 004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Confirmation No.: 4751

**Yuequn MA, et al.**

International Application No.: PCT/CN2005/000479 Group Art Unit: To Be Assigned

International Filing Date: April 11, 2005 Examiner: To Be Assigned

Serial No.: 10/582,541 Filed: June 9, 2006

For : HIGH STRENGTH AND HIGH DUCTILITY MAGNESIUM ALLOY AND ITS  
PREPARATION METHOD

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 USC 371**  
**IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/E0/US)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

A Response to the Notification of Missing Requirements Under 35 U.S.C. 371, mailed September 25, 2008 was due by November 25, 2008. Applicants file herewith the following documents relating to the above-identified application:

- \* A copy of the Notice of Missing Requirements;
- \* Supplemental Declaration (2 pages);
- \* Statement Under 37 CFR 3.73(b) with copy of below noted Assignment;
- \* Power Of Attorney To Prosecute Applications Before The USPTO;
- \* Executed Assignment (3 pages), with Assignment Recordation Cover Sheet;
- \* Check for \$170.00 in payment of the following:

Surcharge (\$130), and

Recordation fee (\$40).

If any additional fees are due in connection with this filing, such as fees under 37 C.F.R. §§ 1.16 or 1.17, the Commissioner is authorized to charge the fees to SGR Deposit Account No. 02-4300. Please credit any overpayment to SGR Deposit Account No. 02-4300.

Respectfully submitted,  
SMITH, GAMBRELL & RUSSELL, LLP  
By:



Dennis C. Rodgers, Reg. No. 32,936  
1130 Connecticut Avenue, Suite 1130  
Washington, D.C. 20036  
Telephone: (202) 263-4300  
Facsimile: (202) 263-4329

November 25, 2008

Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL for FY 2009

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT**

**\$170.00**

Complete if Known	
Application Number	10/582,541
Filing Date	June 9, 2006
First Named Inventor	Yuequn MA
Examiner Name	Not Yet Assigned
Art Unit	Not Yet Assigned
Attorney Docket No.	033792 R004

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify) : \_\_\_\_\_

Deposit Account Deposit Account Number: 02-4300 Deposit Account Name: Smith, Gambrell & Russell, LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charge fee(s) indicated below,  
 Charge any additional fee(s) or underpayments of fee(s)  Credit any overpayments

Under 37 CFR 1.16 and 1.17

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## FEE CALCULATION

### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		
	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Fees Paid (\$)
Utility	330	165	540	270	220	110	_____
Design	220	110	100	50	140	70	_____
Plant	220	110	330	165	170	85	_____
Reissue	330	165	540	270	650	325	_____
Provisional	220	110	0	0	0	0	_____

### 2. EXCESS CLAIM FEES

#### Fee Description

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Small Entity	
				Fee (\$)	Fee (\$)
-20 or HP=	0	x \$52	= 0	52	26

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	
				Fee (\$)	Fee Paid (\$)
- 3 or HP=	0	\$220	= 0	\$370	\$0

HP = highest number of independent claims paid for, if greater than 3.

### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$270 (\$135 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	0 / 50 =	0 (round up to a whole number) x	= 0	

### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge) : Surcharge \$130.00

Recording of Assignment \$40.00

## SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	32,936	Telephone	202 263 4300
Name (Print/Type)	Dennis C. Rodgers			Date	November 25, 2008

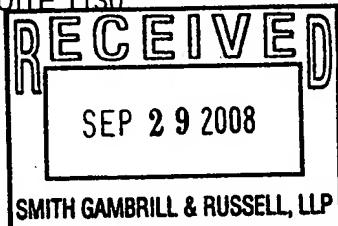


# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/582,541	Yuequn Ma	033792R004

441  
SMITH, GAMBRELL & RUSSELL  
1130 CONNECTICUT AVENUE, N.W., SUITE 1130  
WASHINGTON, DC 20036



INTERNATIONAL APPLICATION NO.  
PCT/CN2005/000479

I.A. FILING DATE	PRIORITY DATE
04/11/2005	05/19/2004

CONFIRMATION NO. 4751  
371 FORMALITIES LETTER



OC000000032249183

Date Mailed: 09/25/2008

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 06/09/2006
- English Translation of the IA filed on 06/09/2006
- Copy of the International Search Report filed on 06/09/2006
- Information Disclosure Statements filed on 06/09/2006
- Oath or Declaration filed on 06/09/2006
- Request for Immediate Examination filed on 06/09/2006
- U.S. Basic National Fees filed on 06/09/2006
- Priority Documents filed on 06/09/2006
- Non-English Language Application filed on 06/09/2006

DCR  
033792.004  
missing parts due  
11/25/08

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - does not identify the application to which it is directed.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

KTG

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

TERRY M JOHNSON VESSELS

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Telephone: (703) 308-9140 EXT 221